

Animal and Plant Health Inspection Service, USDA

§ 361.1

Unit, 4700 River Road, Unit 136, Riverdale, Maryland 20737-1236.¹

(b) All such permits issued shall contain in written form in the permit any conditions (other than those conditions specified in this part) under which the permit is to be granted, e.g. conditions with respect to shipment, storage, and destruction.

(c) If the permit is denied, the applicant shall be furnished the reasons therefor.

(d) The Deputy Administrator may revoke any outstanding permit issued under this section if he determines that there has been a failure to comply with any provision of the Act or this section, including conditions written on the permit. Upon request, any permit holder will be afforded an opportunity for a hearing with respect to the merits or validity of any such revocation involving his permit.

(Approved by the Office of Management and Budget under control number 0579-0054)

(44 U.S.C. 35)

[41 FR 49988, Nov. 12, 1976, as amended at 48 FR 57466, Dec. 30, 1983; 59 FR 67611, Dec. 30, 1994]

PART 361—IMPORTATION OF SEED AND SCREENINGS UNDER THE FEDERAL SEED ACT

Sec.

361.1 Definitions.

361.2 General restrictions on the importation of seed and screenings.

361.3 Declarations and labeling.

361.4 Inspection at the port of first arrival.

361.5 Sampling of seeds.

361.6 Noxious weed seeds.

361.7 Special provisions for Canadian-origin seed and screenings.

361.8 Cleaning of imported seed and processing of certain Canadian-origin screenings.

361.9 Recordkeeping.

361.10 Costs and charges.

AUTHORITY: 7 U.S.C. 1581-1610; 7 CFR 2.22, 2.80, and 371.2(c).

¹ Such forms of application are available without charge from the Animal and Plant Health Inspection Service, Plant Protection and Quarantine, Port Operations, Permit Unit, 4700 River Road, Unit 136, Riverdale, Maryland 20737-1236, or local PPQ offices which are listed in telephone directories.

SOURCE: 62 FR 48460, Sept. 16, 1997, unless otherwise noted.

§ 361.1 Definitions.

Terms used in the singular form in this part shall be construed as the plural, and vice versa, as the case may demand. The following terms, when used in this part, shall be construed, respectively, to mean:

Administrator. The Administrator of the Animal and Plant Health Inspection Service, U.S. Department of Agriculture, or any other individual to whom the Administrator delegates authority to act in his or her stead.

Agricultural seed. The following kinds and varieties of grass, forage, and field crop seed that are used for seeding purposes in the United States:

Agrotricum—x *Agrotriticum* Ciferri and Giacom.

Alfalfa—*Medicago sativa* L.

Alfileria—*Erodium cicutarium* (L.) L'Her.

Alyceclover—*Alysicarpus vaginalis* (L.) DC.

Bahiagrass—*Paspalum notatum* Fluegge

Barley—*Hordeum vulgare* L.

Barrelclover—*Medicago truncatula* Gaertn.

Bean, adzuki—*Vigna angularis* (Willd.) Ohwi and Ohashi

Bean, field—*Phaseolus vulgaris* L.

Bean, mung—*Vigna radiata* (L.) Wilczek

Beet, field—*Beta vulgaris* L. subsp. *vulgaris*

Beet, sugar—*Beta vulgaris* L. subsp. *vulgaris*

Beggarweed, Florida—*Desmodium tortuosum* (Sw.) DC.

Bentgrass, colonial—*Agrostis capillaris* L.

Bentgrass, creeping—*Agrostis stolonifera* L. var. *palustris* (Huds.) Farw.

Bentgrass, velvet—*Agrostis canina* L.

Bermudagrass—*Cynodon dactylon* (L.) Pers. var. *dactylon*

Bermudagrass, giant—*Cynodon dactylon* (L.) Pers. var. *aridus* Harlan and de Wet

Bluegrass, annual—*Poa annua* L.

Bluegrass, bulbous—*Poa bulbosa* L.

Bluegrass, Canada—*Poa compressa* L.

Bluegrass, glauca—*Poa glauca* Vahl

Bluegrass, Kentucky—*Poa pratensis* L.

Bluegrass, Nevada—*Poa secunda* J.S. Presl

Bluegrass, rough—*Poa trivialis* L.

Bluegrass, Texas—*Poa arachnifera* Torr.

Bluegrass, wood—*Poa nemoralis* L.

Bluejoint—*Calamagrostis canadensis* (Michx.) P. Beauv.

Bluestem, big—*Andropogon gerardii* Vitm. var. *gerardii*

Bluestem, little—*Schizachyrium scoparium* (Michx.) Nash

Bluestem, sand—*Andropogon hallii* Hack.

Bluestem, yellow—*Bothriochloa ischaemum* (L.) Keng

Bottlebrush-squirreltail—*Elymus elymoides* (Raf.) Swezey

§ 361.1

Brome, field—*Bromus arvensis* L.
 Brome, meadow—*Bromus biebersteinii* Roem. and Schult.
 Brome, mountain—*Bromus marginatus* Steud.
 Brome, smooth—*Bromus inermis* Leyss.
 Broomcorn—*Sorghum bicolor* (L.) Moench
 Buckwheat—*Fagopyrum esculentum* Moench
 Buffalograss—*Buchloe dactyloides* (Nutt.) Engelm.
 Buffgrass—*Cenchrus ciliaris* L.
 Burclover, California—*Medicago polymorpha* L.
 Burclover, spotted—*Medicago arabica* (L.) Huds.
 Burnet, little—*Sanguisorba minor* Scop.
 Buttonclover—*Medicago orbicularis* (L.) Bartal.
 Canarygrass—*Phalaris canariensis* L.
 Canarygrass, reed—*Phalaris arundinacea* L.
 Carpetgrass—*Axonopus fissifolius* (Raddi) Kuhlm.
 Castorbean—*Ricinus communis* L.
 Chess, soft—*Bromus hordeaceus* L.
 Chickpea—*Cicer arietinum* L.
 Clover, alsike—*Trifolium hybridum* L.
 Clover, arrowleaf—*Trifolium vesiculosum* Savi
 Clover, berseem—*Trifolium alexandrinum* L.
 Clover, cluster—*Trifolium glomeratum* L.
 Clover, crimson—*Trifolium incarnatum* L.
 Clover, Kenya—*Trifolium semipilosum* Fresen.
 Clover, ladino—*Trifolium repens* L.
 Clover, lappa—*Trifolium lappaceum* L.
 Clover, large hop—*Trifolium campestre* Schreb.
 Clover, Persian—*Trifolium resupinatum* L.
 Clover, red or
 Red clover, mammoth—*Trifolium pratense* L.
 Red clover, medium—*Trifolium pratense* L.
 Clover, rose—*Trifolium hirtum* All.
 Clover, small hop or suckling—*Trifolium dubium* Sibth.
 Clover, strawberry—*Trifolium fragiferum* L.
 Clover, sub or subterranean—*Trifolium subterraneum* L.
 Clover, white—*Trifolium repens* L. (also see
 Clover, ladino)
 Clover—(also see Alyceclover, Burclover,
 Buttonclover, Sourclover,
 Sweetclover)
 Corn, field—*Zea mays* L.
 Corn, pop—*Zea mays* L.
 Cotton—*Gossypium* spp.
 Cowpea—*Vigna unguiculata* (L.) Walp. subsp.
 unguiculata
 Crambe—*Crambe abyssinica* R.E. Fries
 Crested dogtail—*Cynosurus cristatus* L.
 Crotalaria, lance—*Crotalaria lanceolata* E. Mey.
 Crotalaria, showy—*Crotalaria spectabilis* Roth
 Crotalaria, slenderleaf—*Crotalaria brevidens* Benth. var. *intermedia* (Kotschy) Polh.
 Crotalaria, striped or smooth—*Crotalaria pallida* Ait.
 Crotalaria, sunn—*Crotalaria juncea* L.
 Crownvetch—*Coronilla varia* L.
 Dallisgrass—*Paspalum dilatatum* Poir.

7 CFR Ch. III (1-1-99 Edition)

Dichondra—*Dichondra repens* Forst. and Forst. f.
 Dropseed, sand—*Sporobolus cryptandrus* (Torr.) A. Gray
 Emmer—*Triticum dicoccum* Schrank
 Fescue, chewings—*Festuca rubra* L. subsp. *commutata* Gaud.
 Fescue, hair—*Festuca tenuifolia* Sibth.
 Fescue, hard—*Festuca brevipila* Tracey
 Fescue, meadow—*Festuca pratensis* Huds.
 Fescue, red—*Festuca rubra* L. subsp. *rubra*
 Fescue, sheep—*Festuca ovina* L. var. *ovina*
 Fescue, tall—*Festuca arundinacea* Schreb.
 Flax—*Linum usitatissimum* L.
 Galletagrass—*Hilaria jamesii* (Torr.) Benth.
 Grama, blue—*Bouteloua gracilis* (Kunth) Steud.
 Grama, side-oats—*Bouteloua curtipendula* (Michx.) Torr.
 Guar—*Cyamopsis tetragonoloba* (L.) Taub.
 Guineagrass—*Panicum maximum* Jacq. var. *maximum*
 Hardinggrass—*Phalaris stenoptera* Hack.
 Hemp—*Cannabis sativa* L.
 Indiangrass, yellow—*Sorghastrum nutans* (L.) Nash
 Indigo, hairy—*Indigofera hirsuta* L.
 Japanese lawnglass—*Zoysia japonica* Steud.
 Johnsongrass—*Sorghum halepense* (L.) Pers.
 Kenaf—*Hibiscus cannabinus* L.
 Kochia, forage—*Kochia prostrata* (L.) Schrad.
 Kudzu—*Pueraria montana* (Lour.) Merr. var. *lobata* (Willd.) Maesen and S. Almeida
 Lentil—*Lens culinaris* Medik.
 Lespedeza, Korean—*Kummerowia stipulacea* (Maxim.) Makino
 Lespedeza, sericea or Chinese—*Lespedeza cuneata* (Dum.-Cours.) G. Don
 Lespedeza, Siberian—*Lespedeza juncea* (L. f.) Pers.
 Lespedeza, striate—*Kummerowia striata* (Thunb.) Schindler
 Lovegrass, sand—*Eragrostis trichodes* (Nutt.) Wood
 Lovegrass, weeping—*Eragrostis curvula* (Schrad.) Nees
 Lupine, blue—*Lupinus angustifolius* L.
 Lupine, white—*Lupinus albus* L.
 Lupine, yellow—*Lupinus luteus* L.
 Manilagrass—*Zoysia matrella* (L.) Merr.
 Meadow foxtail—*Alopecurus pratensis* L.
 Medic, black—*Medicago lupulina* L.
 Milkvetch or cicer milkvetch—*Astragalus cicer* L.
 Millet, browntop—*Brachiaria ramosa* (L.) Stapf
 Millet, foxtail—*Setaria italica* (L.) Beauv.
 Millet, Japanese—*Echinochloa frumentacea* Link
 Millet, pearl—*Pennisetum glaucum* (L.) R. Br.
 Millet, proso—*Panicum millaceum* L.
 Molassesgrass—*Melinis minutiflora* Beauv.
 Mustard, black—*Brassica nigra* (L.) Koch
 Mustard, India—*Brassica juncea* (L.) Czernj. and Coss.
 Mustard, white—*Sinapis alba* L.

Napiergrass— <i>Pennisetum</i>	<i>purpureum</i>	Sweetvetch, northern— <i>Hedysarum boreale</i> Nutt.
Schumach.		
Needlegrass, green— <i>Stipa viridula</i> Trin.		Switchgrass— <i>Panicum virgatum</i> L.
Oat— <i>Avena byzantina</i> C. Koch, <i>A. sativa</i> L., <i>A. nuda</i> L.		Timothy— <i>Phleum pratense</i> L.
Oatgrass, tall— <i>Arrhenatherum elatius</i> (L.) J.S. Presl and K.B. Presl		Timothy, turf— <i>Phleum bertolonii</i> DC.
Orchardgrass— <i>Dactylis glomerata</i> L.		Tobacco— <i>Nicotiana tabacum</i> L.
Panicgrass, blue— <i>Panicum antidotale</i> Retz.		Trefoil, big— <i>Lotus uliginosus</i> Schk.
Panicgrass, green— <i>Panicum maximum</i> Jacq. var. <i>trichoglume</i> Robyns		Trefoil, birdsfoot— <i>Lotus corniculatus</i> L.
Pea, field— <i>Pisum sativum</i> L.		Triticale— <i>x Triticosecale</i> Wittm. (<i>Secale</i> x <i>Triticum</i>)
Peanut— <i>Arachis hypogaea</i> L.		Vaseygrass— <i>Paspalum urvillei</i> Steud.
Poa trivalvis—(see Bluegrass, rough)		Veldtgrass— <i>Ehrharta calycina</i> J.E. Smith
Rape, annual— <i>Brassica napus</i> L. var. <i>annua</i> Koch		Velvetbean— <i>Mucuna pruriens</i> (L.) DC. var. <i>utilis</i> (Wight) Burck
Rape, bird— <i>Brassica rapa</i> L. subsp. <i>rapa</i>		Velvetgrass— <i>Holcus lanatus</i> L.
Rape, turnip— <i>Brassica rapa</i> L. subsp. <i>silvestris</i> (Lam.) Janchen		Vetch, common— <i>Vicia sativa</i> L. subsp. <i>sativa</i>
Rape, winter— <i>Brassica napus</i> L. var. <i>biennis</i> (Schubl. and Mart.) Reichb.		Vetch, hairy— <i>Vicia villosa</i> Roth subsp. <i>villosa</i>
Redtop— <i>Agrostis gigantea</i> Roth		Vetch, Hungarian— <i>Vicia pannonica</i> Crantz
Rescuegrass— <i>Bromus catharticus</i> Vahl		Vetch, monantha— <i>Vicia articulata</i> Hornem.
Rhodesgrass— <i>Chloris gayana</i> Kunth		Vetch, narrowleaf or blackpod— <i>Vicia sativa</i> L. subsp. <i>nigra</i> (L.) Ehrh.
Rice— <i>Oryza sativa</i> L.		Vetch, purple— <i>Vicia benghalensis</i> L.
Ricegrass, Indian— <i>Oryzopsis hymenoides</i> (Roem. and Schult.) Ricker		Vetch, woollypod or winter— <i>Vicia villosa</i> Roth subsp. <i>varia</i> (Host) Corb.
Roughpea— <i>Lathyrus hirsutus</i> L.		Wheat, common— <i>Triticum aestivum</i> L.
Rye— <i>Secale cereale</i> L.		Wheat, club— <i>Triticum compactum</i> Host
Rye, mountain— <i>Secale strictum</i> (K.B. Presl) K.B. Presl subsp. <i>strictum</i>		Wheat, durum— <i>Triticum durum</i> Desf.
Ryegrass, annual or Italian— <i>Lolium multiflorum</i> Lam.		Wheat, Polish— <i>Triticum polonicum</i> L.
Ryegrass, intermediate— <i>Lolium x hybridum</i> Hausskn.		Wheat, poulard— <i>Triticum turgidum</i> L.
Ryegrass, perennial— <i>Lolium perenne</i> L.		Wheat x Agrotricum— <i>Triticum x Agrotriticum</i>
Ryegrass, Wimmera— <i>Lolium rigidum</i> Gaud.		Wheatgrass, beardless— <i>Pseudoroegneria spicata</i> (Pursh) A. Love
Safflower— <i>Carthamus tinctorius</i> L.		Wheatgrass, crested or fairway crested— <i>Agropyron cristatum</i> (L.) Gaertn.
Sagewort, Louisiana— <i>Artemisia ludoviciana</i> Nutt.		Wheatgrass, crested or standard crested— <i>Agropyron desertorum</i> (Link) Schult.
Sainfoin— <i>Onobrychis viciifolia</i> Scop.		Wheatgrass, intermediate— <i>Elytrigia intermedia</i> (Host) Nevski subsp. <i>intermedia</i>
Saltbush, fourwing— <i>Atriplex canescens</i> (Pursh) Nutt.		Wheatgrass, pubescent— <i>Elytrigia intermedia</i> (Host) Nevski subsp. <i>intermedia</i>
Sesame— <i>Sesamum indicum</i> L.		Wheatgrass, Siberian— <i>Agropyron fragile</i> (Roth) Candargy subsp. <i>sibiricum</i> (Willd.) Meld.
Sesbania— <i>Sesbania exaltata</i> (Raf.) A.W. Hill		Wheatgrass, slender— <i>Elymus trachycaulus</i> (Link) Shinn.
Smilo— <i>Piptatherum miliaceum</i> (L.) Coss.		Wheatgrass, streambank— <i>Elymus lanceolatus</i> (Scribn. and J.G. Smith) Gould subsp. <i>lanceolatus</i>
Sorghum— <i>Sorghum bicolor</i> (L.) Moench		Wheatgrass, tall— <i>Elytrigia elongata</i> (Host) Nevski
Sorghum alnum— <i>Sorghum x alnum</i> L. Parodi		Wheatgrass, western— <i>Pascopyrum smithii</i> (Rydb.) A. Love
Sorghum-sudangrass— <i>Sorghum x drummondii</i> (Steud.) Millsp. and Chase		Wildrye, basin— <i>Leymus cinereus</i> (Scribn. and Merr.) A. Love
Sorghass—Rhizomatous derivatives of a johnsongrass x sorghum cross or a johnsongrass x sudangrass cross		Wildrye, Canada— <i>Elymus canadensis</i> L.
Southernpea—(See Cowpea)		Wildrye, Russian— <i>Psathyrostachys juncea</i> (Fisch.) Nevski
Sourclover— <i>Melilotus indicus</i> (L.) All.		Zoysia japonica—(see Japanese lawngrass)
Soybean— <i>Glycine max</i> (L.) Merr.		Zoysia matrella—(see Manilagrass)
Spelt— <i>Triticum spelta</i> L.		
Sudangrass— <i>Sorghum x drummondii</i> (Steud.) Millsp. and Chase		<i>Animal and Plant Health Inspection Service (APHIS).</i> The Animal and Plant Health Inspection Service of the U.S. Department of Agriculture.
Sunflower— <i>Helianthus annuus</i> L.		<i>APHIS inspector.</i> Any employee of the Animal and Plant Health Inspection
Sweetclover, white— <i>Melilotus albus</i> Medik.		
Sweetclover, yellow— <i>Melilotus officinalis</i> Lam.		
Sweet vernalgrass— <i>Anthoxanthum odoratum</i> L.		

§ 361.1

7 CFR Ch. III (1-1-99 Edition)

Service or any other individual authorized by the Administrator to enforce this part.

Coated Seed. Any seed unit covered with any substance that changes the size, shape, or weight of the original seed. Seeds coated with ingredients such as, but not limited to, rhizobia, dyes, and pesticides are excluded.

Declaration. A written statement of a grower, shipper, processor, dealer, or importer giving for any lot of seed the kind, variety, type, origin, or the use for which the seed is intended.

Hybrid. When applied to kinds or varieties of seed means the first generation seed of a cross produced by controlling the pollination and by combining two or more inbred lines; one inbred or a single cross with an open-pollinated variety; or two selected clones, seed lines, varieties, or species. "Controlling the pollination" means to use a method of hybridization that will produce pure seed that is at least 75 percent hybrid seed. Hybrid designations shall be treated as variety names.

Import/importation. To bring into the territorial limits of the United States.

Kind. One or more related species or subspecies that singly or collectively is known by one common name, e.g., soybean, flax, or carrot.

Lot of seed. A definite quantity of seed identified by a lot number, every portion or bag of which is uniform, within permitted tolerances, for the factors that appear in the labeling.

Mixture. Seeds consisting of more than one kind or variety, each present in excess of 5 percent of the whole.

Official seed laboratory. An official laboratory member of the Association of Official Seed Analysts.

Pelleted seed. Any seed unit covered with a substance that changes the size, shape, or weight of the original seed in order to improve the plantability or singulation of the seed.

Person. Any individual, partnership, corporation, company, society, association, receiver, trustee, or other legal entity or organized group.

Port of first arrival. The land area (such as a seaport, airport, or land border station) where a person, or a land, water, or air vehicle, first arrives after entering the territorial limits of the United States, and where inspection of

articles is carried out by APHIS inspectors.

Registered seed technologist. A registered member of the Society of Commercial Seed Technologists.

Screenings. Chaff, sterile florets, immature seed, weed seed, inert matter, and any other materials removed in any way from any seeds in any kind of cleaning or processing and which contains less than 25 percent of live agricultural or vegetable seeds.

State. Any State, the District of Columbia, American Samoa, Guam, the Northern Mariana Islands, Puerto Rico, the Virgin Islands of the United States, and any other territory or possession of the United States.

United States. All of the States.

Variety. A subdivision of a kind which is characterized by growth, plant, fruit, seed, or other characteristics by which it can be differentiated from other sorts of the same kind.

Vegetable seed. The seed of the following kinds and varieties that are or may be grown in gardens or on truck farms and are or may be generally known and sold under the name of vegetable seed:

Artichoke—*Cynara cardunculus* L. subsp. *cardunculus*

Asparagus—*Asparagus officinalis* Baker

Asparagusbean or yard-long bean—*Vigna unguiculata* (L.) Walp. subsp. *sesquipedalis* (L.) Verdc.

Bean, garden—*Phaseolus vulgaris* L.

Bean, lima—*Phaseolus lunatus* L.

Bean, runner or scarlet runner—*Phaseolus coccineus* L.

Beet—*Beta vulgaris* L. subsp. *vulgaris*

Broadbean—*Vicia faba* L.

Broccoli—*Brassica oleracea* L. var. *botrytis* L.

Brussels sprouts—*Brassica oleracea* L. var. *gemmifera* DC.

Burdock, great—*Arctium lappa* L.

Cabbage—*Brassica oleracea* L. var. *capitata* L.

Cabbage, Chinese—*Brassica rapa* L. subsp. *pekinensis* (Lour.) Hanelt

Cabbage, tronchuda—*Brassica oleracea* L. var. *costata* DC.

Cantaloupe—(see Melon)

Cardoon—*Cynara cardunculus* L. subsp. *cardunculus*

Carrot—*Daucus carota* L. subsp. *sativus* (Hoffm.) Arcang.

Cauliflower—*Brassica oleracea* L. var. *botrytis* L.

Celeriac—*Apium graveolens* L. var. *rapaceum* (Mill.) Gaud.

Celery—*Apium graveolens* L. var. *dulce* (Mill.) Pers.

Chard, Swiss—*Beta vulgaris* L. subsp. *cicla* (L.) Koch

Chicory—*Cichorium intybus* L.
 Chives—*Allium schoenoprasum* L.
 Citron—*Citrullus lanatus* (Thunb.) Matsum. and Nakai var. *citroides* (Bailey) Mansf.
 Collards—*Brassica oleracea* L. var. *acephala* DC.
 Corn, sweet—*Zea mays* L.
 Cornsalad—*Valerianella locusta* (L.) Laterrade
 Cowpea—*Vigna unguiculata* (L.) Walp. subsp. *unguiculata*
 Cress, garden—*Lepidium sativum* L.
 Cress, upland—*Barbara verna* (Mill.) Asch.
 Cress, water—*Rorippa nasturtium-aquaticum* (L.) Hayek
 Cucumber—*Cucumis sativus* L.
 Dandelion—*Taraxacum officinale* Wigg.
 Dill—*Anethum graveolens* L.
 Eggplant—*Solanum melongena* L.
 Endive—*Cichorium endivia* L.
 Gherkin, West India—*Cucumis anguria* L.
 Kale—*Brassica oleracea* L. var. *acephala* DC.
 Kale, Chinese—*Brassica oleracea* L. var. *albolabrus* (Bailey) Musil
 Kale, Siberian—*Brassica napus* L. var. *pabularia* (DC.) Reichb.
 Kohlrabi—*Brassica oleracea* L. var. *gongylodes* L.
 Leek—*Allium porrum* L.
 Lettuce—*Lactuca sativa* L.
 Melon—*Cucumis melo* L.
 Muskmelon—(see Melon).
 Mustard, India—*Brassica juncea* (L.) Czernj. and Coss.
 Mustard, spinach—*Brassica perviridis* (Bailey)
 Bailey
 Okra—*Abelmoschus esculentus* (L.) Moench
 Onion—*Allium cepa* L.
 Onion, Welsh—*Allium fistulosum* L.
 Pak-choi—*Brassica rapa* L. subsp. *chinensis* (L.) Hanelt
 Parsley—*Petroselinum crispum* (Mill.) A.W. Hill
 Parsnip—*Pastinaca sativa* L.
 Pea—*Pisum sativum* L.
 Pepper—*Capsicum* spp.
 Pe-tsai—(see Chinese cabbage).
 Pumpkin—*Cucurbita pepo* L., *C. moschata* (Duchesne) Poiret, and *C. maxima* Duchesne
 Radish—*Raphanus sativus* L.
 Rhubarb—*Rheum rhabarbarum* L.
 Rutabaga—*Brassica napus* L. var. *napobrassica* (L.) Reichb.
 Sage—*Salvia officinalis* L.
 Salsify—*Tragopogon porrifolius* L.
 Savory, summer—*Satureja hortensis* L.
 Sorrel—*Rumex acetosa* L.
 Southernpea—(see Cowpea).
 Soybean—*Glycine max* (L.) Merr.
 Spinach—*Spinacia oleracea* L.
 Spinach, New Zealand—*Tetragonia tetragonoides* (Pall.) Ktze.
 Squash—*Cucurbita pepo* L., *C. moschata* (Duchesne) Poiret, and *C. maxima* Duchesne
 Tomato—*Lycopersicon esculentum* Mill.
 Tomato, husk—*Physalis pubescens* L.
 Turnip—*Brassica rapa* L. subsp. *rapa*

Watermelon—*Citrullus lanatus* (Thunb.) Matsum. and Nakai var. *lanatus*

§ 361.2 General restrictions on the importation of seed and screenings.

(a) No person shall import any agricultural seed, vegetable seed, or screenings into the United States unless the importation is in compliance with this part.

(b) Any agricultural seed, vegetable seed, or screenings imported into the United States not in compliance with this part shall be subject to exportation, destruction, disposal, or any remedial measures that the Administrator determines are necessary to prevent the dissemination into the United States of noxious weeds.

(c) Except as provided in § 361.7(b), coated or pelleted seed may enter the United States only if each lot of seed is accompanied by an officially drawn and sealed sample of seed drawn from the lot before the seed was coated or pelleted. The sample must be drawn in a manner consistent with that described in § 361.5 of this part.

(d) Except as provided in §§ 361.4(a)(3) and 361.7(c), screenings of all agricultural seed and vegetable seed are prohibited entry into the United States.

§ 361.3 Declarations and labeling.

(a) All lots of agricultural seed, vegetable seed, and screenings imported into the United States must be accompanied by a declaration from the importer of the seed or screenings. The declaration must state the kind, variety, and origin of each lot of seed or screenings and the use for which the seed or screenings are being imported.

(b) Each container of agricultural seed and vegetable seed imported into the United States for seeding (planting) purposes must be labeled to indicate the identification code or designation for the lot of seed; the name of each kind or kind and variety of agricultural seed or the name of each kind and variety of vegetable seed present in the lot in excess of 5 percent of the whole; and the designation "hybrid" when the lot contains hybrid seed. Kind and variety names used on the label shall conform to the kind and variety names used in the definitions of "agricultural seed" and "vegetable